



383092

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/10/2015	.	
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The Committee on Regulated Industries (Abruzzo, Latvala, Richter, and Sachs) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 39 - 45  
and insert:  
Gaming Compact may also be amended to exempt slot machine gaming conducted by slot machine licensees authorized pursuant to s. 551.102(4)(c) from the Tribe's exclusive gaming rights. If the Gaming Compact is amended to exempt such slot machine gaming, the slot machine tax payments paid by such slot machine licensees shall be allocated in the following manner:



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11           1. The division shall remit 10 percent of the slot machine  
12 tax payments to a thoroughbred facility that does not conduct  
13 slot machine gaming. The facility must use this allocation to  
14 supplement thoroughbred purses at the facility. If more than one  
15 facility is eligible for such an allocation, the division shall  
16 split equally the allocation between the eligible facilities.  
17 The remittance shall be remitted to the facility within 30 days  
18 after the conclusion of the state's fiscal year.

19           2. The Tribe's revenue sharing payment shall be reduced by  
20 an amount equal to 90 percent of the slot machine taxes paid by  
21 such licensees in the preceding year.

22           (c) The Governor is authorized and directed to cooperate  
23 with the Tribe in seeking approval of an amendment to the  
24 compact from the United States Secretary of the Interior.  
25 Notwithstanding paragraph (8) (f) and s. 285.712, the amendment  
26 of the compact to provide for the conduct of banking or banked  
27 card games and the amendment to exempt specified slot machine  
28 licensees from the Tribe's exclusive gaming rights do not  
29 require legislative ratification if they strictly conform to  
30 this subsection.

31           Section 2. Section 551.101, Florida Statutes, is amended to  
32 read:

33           551.101 Slot machine gaming authorized.—Any licensed pari-  
34 ~~mutuel facility located in Miami-Dade County or Broward County~~  
35 ~~existing at the time of adoption of s. 23, Art. X of the State~~  
36 ~~Constitution that has conducted live racing or games during~~  
37 ~~calendar years 2002 and 2003~~ may possess slot machines in  
38 compliance with this chapter and conduct slot machine gaming at  
39 the location where the pari-mutuel permitholder is authorized to



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40 conduct pari-mutuel wagering activities pursuant to such  
41 permitholder's valid pari-mutuel permit provided that a majority  
42 of voters in a countywide referendum have approved slot machines  
43 at such facility in the respective county. Notwithstanding any  
44 other provision of law, it is not a crime for a person to  
45 participate in slot machine gaming at a pari-mutuel facility  
46 licensed to possess slot machines and conduct slot machine  
47 gaming or to participate in slot machine gaming described in  
48 this chapter.

49 Section 3. Subsection (4) of section 551.102, Florida  
50 Statutes, is amended to read:

51 551.102 Definitions.—As used in this chapter, the term:

52 (4) "Eligible facility" means:

53 (a) Any licensed pari-mutuel facility located in Miami-Dade  
54 County or Broward County existing at the time of adoption of s.  
55 23, Art. X of the State Constitution that has conducted live  
56 racing or games during calendar years 2002 and 2003 and has been  
57 approved by a majority of voters in a countywide referendum to  
58 have slot machines at such facility in the respective county;

59 (b) Any licensed pari-mutuel facility located within a  
60 county as defined in s. 125.011, provided such facility has  
61 conducted live racing for 2 consecutive calendar years  
62 immediately preceding its application for a slot machine  
63 license, pays the required license fee, and meets the other  
64 requirements of this chapter; or

65 (c) A any licensed pari-mutuel facility located in a any  
66 ~~other~~ county in which a majority of voters have approved slot  
67 machines at eligible such facilities in a countywide referendum  
68 held concurrently with a general election in which the offices



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69 of President and Vice President of the United States were on the  
70 ballot if the permitholder has conducted at least 250 live  
71 performances at the facility in accordance with that  
72 permitholder's annual operating license for 25 consecutive  
73 ~~pursuant to a statutory or constitutional authorization after~~  
74 ~~the effective date of this section in the respective county,~~  
75 ~~provided such facility has conducted a full schedule of live~~  
76 ~~racing for 2 consecutive calendar years immediately preceding~~  
77 its initial application for a slot machine license, pays the  
78 required licensed fee, and meets the other requirements of this  
79 chapter. However, a license to conduct slot machine gaming may  
80 not be granted by the department pursuant to this paragraph  
81 unless the Gaming Compact between the Seminole Tribe of Florida  
82 and the State of Florida, authorized pursuant to s. 285.710, is  
83 amended to exempt the slot machine gaming conducted by slot  
84 machine licensees from the Seminole Tribe of Florida's exclusive  
85 gaming rights.

86 Section 4. Subsection (2) of section 551.104, Florida  
87 Statutes, is amended to read:

88 551.104 License to conduct slot machine gaming.—

89 (2) An application may be approved by the division only  
90 after the voters of the county where the applicant's facility is  
91 located have authorized by referendum slot machines within pari-  
92 mutuel facilities in compliance with this chapter ~~that county as~~  
93 ~~specified in s. 23, Art. X of the State Constitution.~~

94  
95 ===== T I T L E A M E N D M E N T =====

96 And the title is amended as follows:

97 Delete lines 1 - 12



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98 and insert:

99 An act relating to gaming; amending s. 285.710, F.S.;

100 authorizing and directing the Governor to execute a

101 specified written amendment to the Gaming Compact

102 between the Seminole Tribe of Florida and the State of

103 Florida; providing that the compact may be amended to

104 exempt slot machine gaming in certain circumstances;

105 requiring slot machine tax payments paid by slot

106 machine licensees to be allocated in a specified

107 manner; authorizing and directing the Governor to

108 cooperate with the Tribe in seeking approval of an

109 amendment; providing that the amendment of the compact

110 does not require legislative ratification in certain

111 circumstances; amending s. 551.101, F.S.; authorizing

112 a licensed pari-mutuel facility to possess slot

113 machines and conduct slot machine gaming in certain

114 circumstances; amending s. 551.102, F.S.; revising the

115 term "eligible facility"; amending s. 551.104, F.S.;

116 conforming a provision to a change made by this act;

117 providing an